

March 9, 1984

LB 1064

SENATOR CHRONISTER: Beg your pardon?

SENATOR PAPPAS: What happens if the county clerk doesn't send that?

SENATOR CHRONISTER: He wouldn't be carrying out his duties.

SENATOR PAPPAS: Is there a penalty involved?

SENATOR CHRONISTER: That I am not aware of.

SENATOR PAPPAS: Okay, it just says they shall immediately but it doesn't say what we are going to do if they don't.

SENATOR CHRONISTER: That is in keeping with the central filing feature that is being brought in.

SPEAKER NICHOL: Senator Vickers. Mr. Clerk, I understand we have an amendment to the amendment.

CLERK: Mr. President, Senator Vickers would move to amend the Chronister-Beutler amendment.

SPEAKER NICHOL: Senator Vickers.

SENATOR VICKERS: Mr. President and members, the amendment that I have to the Chronister-Beutler amendment would take the three words that have been penciled in at the bottom "and have priority" out of that amendment and the reasons are this. In the first place I think the way that LB 1064 is drafted is nice language but I can't see it being used very much. As a matter of fact, I can't see it being used at all as long as it gives, as I think it should, to the holder of the first lien the option of hanging on to that first lien and not giving the supplier of the feed a priority lien unless they have so said in writing. I can tell you there is a lot of cattle feeders and a lot of livestock feeders out there that the holders of the first lien are pretty nervous and they are not about to give that right up, and if they are that solid an operator, I would suggest that the person selling the feed is not going to be